

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
VICINAGE OF CAMDEN

ROSELLI GRIEGEL, P.C.

By: Mark Roselli, Esq.,
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Attorneys for Defendants

IN RE: BAYSIDE PRISON
LITIGATION

Joseph ABBOTT,
Plaintiff,
vs.

William H. FAUVER, et al.,
Defendants.

Civil Action No.: 1:08-CV-127 (RBK)

**DEFENDANTS' NOTICE OF
MOTION FOR SUMMARY
JUDGMENT AS AGAINST
PLAINTIFF, JOSEPH ABBOTT**

Electronically Filed

TO: CLERK OF COURT
United States District Court for the District of New Jersey
Mitchell H. Cohen United States Courthouse
1 John F. Gerry Plaza
Camden, New Jersey 08101

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PLEASE TAKE NOTICE that Defendants, through their counsel Roselli Griegel, P.C., shall move before the Hon. Robert B. Kugler, U.S.D.J., in the United States District Court for the District of New Jersey, Camden, New Jersey, for summary judgment as against the Plaintiff, Joseph Abbott.

PLEASE TAKE FURTHER NOTICE that Defendants shall rely on the enclosed Brief, Statement of Undisputed Material Facts, and Declaration of Mark M. Roselli, Esq. with exhibits attached thereto, and Declaration of James Dutch, with exhibits attached thereto, in support of the within motion.

It is respectfully requested that the Court grant the Defendants oral argument. A proposed form of Order is being submitted herewith.

Respectfully submitted,

ROSELLI GRIEGEL, P.C.

Dated: February 8, 2008

By: /s/ Mark M. Roselli, Esq.

CERTIFICATE OF SERVICE

I, Mark M. Roselli, declare as follows:

I am an attorney admitted to practice law in the State of New Jersey. I am familiar with the facts set forth herein.

1. On February 8, 2008, I caused 1) Defendants' Notice of Motion for Summary Judgment as against Plaintiff, Joseph Abbott; (2) Defendants' Brief; (3) proposed form of Order; (4) Declaration of Mark M. Roselli, Esq.; and (4) Declaration of James Dutch, to be filed with the Clerk, United States District Court, Mitchell H. Cohen Federal Courthouse, 1 John F. Gerry Plaza, Camden, New Jersey 08101 and Plaintiff's counsel electronically.

I declare, under penalty of perjury, that the foregoing statement is true and correct. Executed this 8th day of February 2008

Roselli Griegel, P.C.

By: s/ Mark M. Roselli, Esq.